GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Prohibition & Excise Department - Detention under section 3(1) of the Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic substances act,1988 (PIT NDPS Act, 1988) against Cannabis trafficker - NTR Police Commissionerate, Vijayawada – Detention of Sri Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha s/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh U/Sec 3(1) of the Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act,1988 (PIT NDPS Act,1988) - Orders – Issued.

REVENUE (EXCISE) DEPARTMENT

G.O.RT.No. 144 **Dated: 24-02-2025**

Read the following:-

1. G.O.Ms. No.131, General Administration (SC-1) Department, Dated: 08.10.2018.

2. From the COMMISSIONER OF POLICE, NTR Police Commissionerate, Vijayawada. Lr. C.No.449/M1/ CP-NTR Police Commissionerate-2024. Dt.30-12-2024.

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ORDER:

In the reference 2nd read above, the Commissioner of Police, NTR Police Commissionerate, Vijayawada has reported that adverting to the above subject, the Inspector of Police, Patamata PS, Vijayawada City of NTR Police Commissionerate has placed before the Commissioner Of Police, NTR Police Commissionerate and same forwarded to Government about the information regarding a spate of Illegal possession and sale of Ganja by Sri Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha S/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh (hereinafter referred as detenue) for issuing of detention orders u/s 3(1) of the Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act,1988 (PIT NDPS Act, 1988). The residence of the detenue falls within the limits of Patamata PS of NTR District and the following are the details in the report.

2. He is a habitual offender of illicit cannabis trafficking and generally operates along with his accomplices. Currently, he is actively involved in the clandestine business of smuggling cannabis (Ganja) from tribal areas of Vishakhapatnam District to the Vijayawada city and its surroundings. Despite facing several cases booked against him, he continues to commit offences under the Narcotic Drugs and Psychotropic Substances Act, 1985. He engages in the purchase, storage, sale and illicit trafficking of cannabis (Ganja) in the territorial jurisdiction of NTR Police Commissionerate and its neighboring districts. Further, it is to be noted that the detenue is operating near the colleges and thereby peddling college students. And, in the intoxication of drug, the drug consumers are actively involving in heinous offences including snatching, robbery, and extortion and so on. Therefore, the activities of the detenue pose a serious threat to the health of the people.

3. Sri Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha S/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh does not hold any license or permit to deal with any Narcotic Drugs and Psychotropic Substances under the provisions of the Narcotic Drugs and Psychotropic Substances Act 1985. There is a statutory ban on the production, purchase, storage, transport, and sale of cannabis. Despite the ban on illicit drug traffic, Sri Konda Yehova@Pedda Chicha s/o Pandu(Late), along with his associates, engages in clandestine procurement, possession, transport, and sale of cannabis. The detenue and his associates are operating near the colleges and thereby peddling college students and in the intoxication of drug, the detenue and his associates are actively involving in heinous offences including snatching, robbery, and extortion and so on. The use and consumption of cannabis pose a severe threat to public health, leading to widespread danger to public lives and resulting in severe psychotic disorders. Therefore, he is involved in "illicit traffic" under Sec. 2(e)(iii) of the Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act, 1988, and his actions are prejudicial to the public health.

4. Several cases were registered against Sri Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha S/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh at different police stations in NTR District and its surrounding districts. These cases are likely to be considered while issuing orders under section 3(1) of the Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act,1988 (PIT NDPS Act, 1988), to detain the said individual (detenue) and deter him from committing further criminal activities. He was accused in the following cases:-

S.No	Cr.No, Sec of law & Name of the Police Station	Ganja Seized (in Kg's)	Stage of the Case
1.	Cr.No.673/2020 u/s 20(b)-2b, 8(c) NDPSA of Patamata P.S.,	6.0 Kg	Pending Trial
2.	Cr.No.210/2023 u/s 8(c) r/w 20(b)(ii)(B) NDPSA of Ibrahimpatnam P.S.,	21.0 Kg	Under Investigation
3.	Cr.No.748/2024 u/s 8(c) r/w 20(b)(ii)(B) NDPSA of Patamata P.S.,	20.5 Kg	Under Investigation

GROUNDS FOR DETENTION:

I. Cr.No.673/2020 U/s 20(b)-2b, 8(c) NDPSA of Patamata P.S., Vijayawada City: P.T., dt.06.10.2020.

This is a case of illegal possession and transportation of Ganja that occurred on 6-10-2020 at 17.00hrs, Near Jesus medical church, Kanuru Donka road, Prasadampadu, Vijayawada rural and reported on the same day at 20.30hrs wherein the accused while transporting Ganja for selling to wrongful gain, they were arrested on information and Ganja was seized from their possession in the

presence of mediators under the cover of Mediators Reports. On 06-10-2020 on receipt of reliable information about the illegal transportation & selling of Ganja wg.6 Kgs, Sri P.Satya srinivas, S.I. of Police, Patamata P.S., secured mediators and after collecting the mediators, and myself and also to the Mediators. Then the S.I. P.Satya srinivas along with staff PC-1761, 828, 948 and Mediators rushed to Jesus medical church, Kanuru Donka road, Prasadampadu, Vijayawada rural and found 2 persons holding each one plastic bag under suspicious circumstances. On seeing the police party, the strangers confused and tried to creep away. Immediately, I with the assistance of my staff, surrounded the said four strangers and questioned them about the names and identity and their trials to escape on seeing the police party. Then the S.I. smelt Ganja smell from plastic bags. Then the S.I. questioned them about the contents of such plastic bags. Primarily, they gave prevaricate answers. On that, the S.I. questioned them repeatedly. They two disclosed their names and identity as 1) Thummala Vigneswarao @ Kukkalodu S/o Ramu A/28yrs C/kapu, flat No.SF-2, Maruthi apartment, Ballemvari street, Prasadampadu, vijayawada 2) Sk.Basha S/o Hyder A/24yrs C/Muslim, beside chanti chicken centre, Uppara bajar, Prasadampadu, Vijayawada, as they are in illegal possession of Ganja and seized 6kgs of Ganja from them before mediators under the cover of mediators report.

This case is Pending Trail vide CC 107/2021 in the Hon'ble MSJ Court, Vijayawada.

II. Cr.No.210/2023 u/s 8(c) r/w 20(b)(ii)(B) NDPSA of Ibrahimpatnam P.S., Vijayawada City:- P.T, dt. 04-03-2023.

This is a case of possession of ganja which is a narcotic drug and Occurred on 04.03.2023 at 00.30 hrs near Kundeti Nagaraju House, 5th line, Santhi Nagar, Kondapalli Village, Ibrahimpatnam Mandal and reported on 04.03.2023 at 04.30hrs in which the complainant P.Srinu, Inspector of Police, Ibrahimpatnam PS presented a report stating that CI sir received the credible information CI and along with his staff SI U.Paparao, HC-405, PC-2698, 2749 got reached to above occurrence place than 13 persons were sitting under cover smoking Ganja when 13 peoples were found by the police and one person ran away from the place then CI along with his staff took them into custody, then the accused were voluntarily confession that they are 1) Devarakonda Krishna Sai S/o Venkateswararao, 26yrs, ST Yerukala, Netaji Nagar, Kondapalli Village, Ibrahimpatnam Mandal 2) Devarapalli Vara Prasad @ Sanjai S/o Ravi Kumar, 24yrs, Mala, Zakir hussion College road, Ibrahimpatnam Mandal 3) Kunditi Kishore, S/o Nagaraju, 24yrs, Madiga, Indirama Colony, Santhi Nagar, Ibrahimpatnam 4) Kunditi Rajesh S/o Nagaraju, 21yrs, Madiga, Indirama Colony, Santhi Nagar, Ibrahimpatnam 5) Kunditi Kranthi Kumar S/o Nagaraju, Madiga, Indirama Colony, Santhi Nagar, Ibrahimpatnam 6) Pamu Neetish Kumar S/o Venkateswararao, 19yrs, Mala, B-Colony, Ibrahimpatnam Mandal 7) Kondru Raju S/o Ramarao, 22yrs, Madiga, Indiramma colony, 5th line, Santhi Nagar, Ibrahimpatnam Mandal 8) Nelakurthi Prabath Kumar S/o Prabhakarrao, 29yrs, Madiga, Rajeev nagar, Station Center, Kondapalli Ibrahimpatnam 9) Tiruvaipati Rama Venkata Sai S/o Srinivasarao, 21yrs, Indiarama Colony, Kondapalli Village, Ibrahimpatnam 10) Melam Pavan S/o Narasimharao, 19yrs, Mala, Kavuluru Village, G.Konduru Mandal 11) Nallamothu Sandeep S/o Nageswarrao, 19yrs, Madiga, ABM Peta, Santhi Nagar, Ibrahimpatnam 12) Nandru Sunil Babu

S/o Bhaskarrao, 20yrs, Madiga, RCM Colony, Kondapalli Village, Ibrahimpatnam 13) Nagoor Basha, 1250 grams Ganja was found in Brown color politic cover bag. Then Inspector of Police caught above accused persons with the assistance of his staff and seized 1250 grms Ganja from the possession of A1 to A9, CCL1-CCL3 and sent them to judicial remand and to juvenile home in the presence of the mediators under the cover of mediators report. On 11.06.2023 Shaik Nagoor Basha who was absconded earlier was arrested and sent to judicial remand by seizing 21 kgs of ganja from his possession under the cover of another mediators report.

Subsequently the sample was sent to the Govt. Chemical Examiner, Kakinada through letter of advice and the Chemical Examiner examined the same and issued opinion that is GANJA. In this case, an additional Charge Sheet has been filed on 08.08.2024 and this case is SC.No. awaited.

III. Cr.No.748/2024 u/s 8(c) r/w 20(b)(ii)(B) NDPSA of Patamata P.S. Vijayawada City:-P.T, Dt.30-09-2024.

This is a case of illegal transport and selling of Ganja that was occurred on 30.09.2024 at 15.00hrs to 17.00hrs at Vacant site, Near vikas school road, left side of pardhasaradi Road, Prasadampadu, Vijayawada and reported on 30.09.2024 at 17.30hrs., the complainant G.Revathi, SI of Police, Patamata PS stated that she on information about illegal transportation of Ganga, the complainant along with staff and mediators Vacant site, Near vikas school road, left side of pardhasaradi Road, Prasadampadu, Vijayawada and noticed a person with White colour and after seeing police he tried to escape. Then complainant along with staff caught hold and after enquiry, complainant arrested A1) Shaik Basha@Nagoor basha@Basha bai, S/o Hyder, A/30yrs, C/Muslim, Opp Vikas School road, Muralingar, Kanuru, Penamaluru Mandal, Krishna district A2) Garisepalli Sanjai, S/o Lakshmana Rao, 22 years, Rajaka, D.No. 7-78, Durga malleswari Residency, F.No.TF 2, Sai Nagar, Ramavarappadu, Vijayawada Rural 10 Brown Colour Packets for possessing Ganja-20.5kgs worth of Rs.1,02,500/-. While they are in illegal possession of Ganja and seized 20.5kgs of Ganja from them before mediators under the cover of mediators report.

Subsequently the sample was sent to the Govt. Chemical Examiner, Kakinada through letter of advice on 05.11.2024 and the Chemical Examiner issued the Chemical Examination Report and issued opinion that it is Ganja. This case is Under Investigation and the charge sheet is yet to be filed.

The Ganja is being possessed and sold by him is causing widespread danger to the public health. Thus, he is involved in "Illicit Traffic" as classified under section 2(e)(iii) of the Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act, 1988(PIT NDPS Act, 1988) and acting prejudicial manner to the maintenance of public health. Thus, he is acting as prejudicial to the maintenance of the public health.

5. Apart from the above, the said detenue is involved in 13 more cases in several police stations of Vijayawada City and in other districts of Andhra Pradesh State. Out of such 13 cases, 3 Cases were ended with conviction, 2 cases were in Pending Trial before the competent Hon'ble Courts of Law and 2 cases were registered as a part of bind over. Considering his uninterrupted crimes, a Rowdy sheet is opened and being maintained against him vide

proceedings in *C.No.198/ACP-CD/2020*, *dt.12.10.2020* to maintain surveillance on his movements. Despite continuous watch on his movements, he continues to involve in various crimes including the clandestine trade, transport, possession and sale of Ganja/Cannabis as defined for illicit traffic mentioned in Sec.2(e)(iii) of the Prevention of illicit Traffic in Narcotic Drugs and Psychotropic Substances Act, 1988.

6. The other following cases that registered against Sri Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha S/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh as stated above:

S.No	Cr.No, Sec of law & Name of the Police Station	Stage of the Case
1.	Cr.No.371/2003 u/s 323,324,341,365 r/w 34 IPC of Patamata P.S., Vijayawada City	Acquittal
2.	Cr.No.220/2013 u/s 379 IPC of Patamata P.S., Vijayawada City	Compromise
3.	Cr.No.11/2014 u/s 324 r/w 34 IPC of I Town P.S., Vijayawada City	Acquittal
4.	Cr.No.453/2014 u/s 384 r/w 34 IPC of Satyanarayanapuram P.S., Vijayawada City	Conviction
5.	Cr.No.31/2015 u/s 109 Cr.P.C of I Town P.S., Vijayawada City	Bind over vide M.C.No.12/2015.
6.	Cr.No.201/2015 u/s 382 IPC of Governorpet P.S., Vijayawada City	Compromise
7.	Cr.No.390/2015 u/s 382 IPC of Krishnalanka P.S., Vijayawada City	Acquittal
8.	Cr.No.371/2016 u/s 382 IPC of Satyanarayanapuram P.S., Vijayawada City.	Conviction
9.	Cr.No.55/2017 u/s 457,380 IPC of II Town P.S., Vijayawada City	Pending Trail
10.	Cr.No.319/2018 u/s 376,394,419 IPC, 4(1),3(1),5(1)(a)-PIT Act of Ajith Singh Nagar P.S., Vijayawada City	Pending Trail
11.	Cr.No.138/2019 U/s 382 IPC of Kankipadu P.S., Vijayawada City	Compromise
12.	Cr.No.90/2021 u/s 110(E) Cr.P.C of Patamata P.S., Vijayawada City	Bind over vide M.C.No.31/2021.

13.	Cr.No.368/2021 u/s 130,177,179(1) M.V.Act, 188,269 IPC of Patamata P.S.,	Conviction

7. In order to effectively control the illegal activities of Ganja trading by the accused Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha s/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh and to prevent him from committing such offenses in the future, there is no other option but to invoke the provisions of law and detain him under Section 3(1) of The Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act, 1988 (PITNDPS Act, 1988)

8. It is evident that Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha s/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh along with his associates, do frequently commit offenses without any hesitation. He is an active member and has been involved in various cases that adversely affect the day-to-day administration of police officials, and his activities can become detrimental to both the police and the public. The detenue and his associates are operating near the colleges and thereby peddling college students. And, in the intoxication of drug, the detenue and his associates are actively involving in heinous offences including snatching, robbery, and extortion and so on. Therefore, the activities of the detenue pose a serious threat to the health and welfare of the people.

9. The prosecution process takes a long time to have an impact on the illegal activities of the accused under the Narcotic Drugs and Psychotropic Substance Act, 1985. His activities could lead to cannabis tragedies costing many lives of poor people in the Vijayawada and its surrounding vicinities, affecting public health, financial and social status, and ultimately Public Health.

10. The offender repeatedly resorts to illicit drug Traffic offenses for easy and quick money with small investments, disregarding the penalties under the NDPS Act, 1988. Catching the offenders is a difficult and laborious process requiring meticulous planning and many man-hours, making it impossible to prevent the immediate recurrence of similar activities. These activities adversely affect the community, creating insecurity and danger to the public's life and health, causing a disturbance in the locality, and impacting public health.

11. In view of the above facts enumerated supra, Government after careful examination and in exercise of the powers conferred upon the Principal Secretary to Government under section 3(1)of the Prevention of illicit traffic in narcotic drugs and psychotropic substances act,1988 (PIT NDPS Act, 1988) vide G.O.Ms. No. 131, General Administration (SC-1) Department, Dated: 08.10.2018 do hereby direct under Sub-Section (1) of Section 3 of the said Act that Sri *Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha s/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal of Krishna District, Andhra Pradesh* shall be detained in Central Prison, Rajahmundry/Nellore, Andhra Pradesh State until further orders to be received from the Government in order to prevent the detenue from indulging in such dangerous, clandestine and illegal activities prejudicial to the maintenance of public health and as per the provisions laid down under the

Prevention of illicit traffic in narcotic drugs and psychotropic substances Act,1988 (PIT NDPS Act, 1988).

12. The grounds of detention in English and Telugu languages and the material in support thereof are being sent herewith to Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha s/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal, Krishna District, Andhra Pradesh. The individual has a right to make a representation before the Detaining Authority as per article 22(5) of the Constitution of India, to the Advisory Board against his detention U/Sec 9 of the Prevention of illicit traffic in narcotic drugs and psychotropic substances act,1988 (PIT NDPS Act, 1988) and he has also a right to be heard personally by the Advisory Board, if he so desires.

13. The Superintendent, Central Prison, Rajahmundry/Nellore is directed to take over the detenue into his custody and lodge him in the Central Prison, Rajahmundry/Nellore until further orders from the Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUKESH KUMAR MEENA
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Superintendent, Central Prison, Rajamahendravaram/Nellore, East Godavari/
Nellore District.

Copy to:

Sri Shaik Basha @ Nagoor Basha @ Basha Bhai@Bezawada Basha s/o Hyder, A/30yrs, R/o Opp., Vikas School Road, Murali Nagar, Kanuru Village, Penamaluru Mandal, Krishna District, Andhra Pradesh (Through the Inspector of Police, Patamata P.S., Vijayawada).
The Secretary, Ministry of Home Affairs, Govt. of India, Lok Nayak Bhavan, Khan Market, New Delhi-110003.
The Commissioner of Police, Vijayawada.
The OSD to the Chief Secretary, A.P. Secretariat, for favour of kind information.
The Inspector of Police, Patamata P.S., Vijayawada (To serve the orders on and send the served copy to this office).
The PS to Prl. Secretary, GA (Political) Dept., A.P. Secretariat for favour of information.
The PS to Principal Secretary to Govt., Revenue (Excise) Dept., AP. Secretariat.
Sc/Sf.

// FORWARDED :: BY ORDER//

SECTION OFFICER